

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

Nov 06 2023

SC Court of Appeals

APPEAL FROM WILLIAMSBURG COUNTY
Court of Common Pleas, 3RD Circuit

R. Ferrell Cothran, Jr., Circuit Court Judge

COMMON PLEAS CASE NOS.: 2018-CP-45-00258 and 2019-CP-45-00193

Appellate Case No. 2023-001087

Bank of Newington, Appellant-Respondent,

v.

LHSC, Inc., Williamsburg County Development Corporation,
Viking Fire Protection, Inc. of the Southeast, and HBC, Inc.,
Defendants,

of which Williamsburg County Development Corporation and
HBC, Inc. are the Respondents-Appellants,

AND

HBC, Inc., Cross-Claimant, Respondent-Appellant,

v.

LHSC, Inc., Cross-Claim Defendant,

AND

HBC, Inc., 3rd Party Plaintiff, Respondent-Appellant,

v.

Louis Hornick, II, Bank of Newington, and Blake Fickling,
3rd Party Defendants,

AND

Williamsburg County Development Corporation, Cross- Claimant, Respondent-

Appellant,

v.

LHSC, Inc., Cross-Claim Defendant,

AND

Williamsburg County Development Corporation, 3rd Party
Plaintiff, Respondent-Appellant,

v.

Louis Hornick, II, and Blake Fickling, 3rd Party Defendants.

Wesley D. Few (S.C. Bar # 15565)
Wesley D. Few, LLC
Post Office Box 9398
Greenville, SC 29604
(864) 527-5906 | wes@wesleyfew.com

Attorney for Respondent-Appellant HBC, Inc.

November 6, 2023

Greenville, South Carolina

**RESPONDENT-APPELLANT HBC INC.'S DESIGNATION OF
MATTER TO BE INCLUDED ON THE RECORD OF APPEAL**

Respondent-Appellant HBC Inc. designate the following documents to be included in
the Record on Appeal:

- 1) 2022-08-17 FILED Order Granting Viking SJ v HBC;
- 2) 2022-08-22 FILED Transcript of Judgment Viking v HBC - 257,538;
- 3) 2022-11-21 FILED WCDC proposed Amended Ans and CC v BON;

- 4) 2022-12-02 FILED Viking Motion to Amend add CC v BON;
- 5) 2022-03-10 FILED Foreclosure Decree;
- 6) 2022-07-07 FILED HBC Rule 59 Motion re Discovery from BON;
- 7) 2022-12-21 FILED Notice of Assignment of Judgment - WMSBG CTY;
- 8) 2022-12-02 FILED Viking prop Amended Answer and CC v BON;
- 9) 2023-02-07 Judge Cothran Email Instructions - Bank of Newington v. LHSC, Inc.
et al, 2019CP4500193;
- 10) 2023-01-30 HBC Post-Trial Memo to Judge Cothran re Damages;
- 11) 2023-03-13 FILED Order - Prioritize Liens, Disb of Funds 2019-Cp-45-00193;
- 12) 2023-01-17 FILED HBC Offer of Settlement 262,496.50;
- 13) 2023-03-22 FILED BON Motion for New Trial and to Reconsider;
- 14) 2023-06-12 FILED WCDC Rule 59;
- 15) 2023-06-02 FILED Amended Order;
- 16) 2023-06-29 FILED BON Notice of Appeal 3-13 and 6-2-23 orders;
- 17) 2023-07-25 FILED Order Denying WCDC Rule 59 and Bank Stay;
- 18) 2023-08-02 FILED HBC Rule 59 re July 25 2023 order;
- 19) 2023-07-26 FILED HBC Notice of Cross Appeal;
- 20) HBC Trial Ex. 7 - BON 480 to 482 Disbursements;
- 21) HBC Trial Ex. 10 - Ex_33_Disbursements for 30b6 1212022;
- 22) HBC Trial Ex. 18 - 2018-03-27 LHSC-0088 to 89 - Blake Fickling - proposed LTR
for Jeff to fwd to Viking;
- 23) HBC Trial Ex. 19 - 2018-03-27 LHSC-0086 to 87 - Jeff email response to Blake
Fickling;
- 24) HBC Trial Ex. 43 - 2017-12-04 LHSC-0452;

25) HBC Trial Ex. 24 - 2018-04-30 Fickling email USDA re LHSC Sales_LHSC emails
1062022;

26) HBC Trial Ex. 1 - 2017-02-01 USDA Cond Commitment BoN_467 to 479;

27) HBC Trial Ex. 14 - 2017-12-22_BON_937 to 972 - Partner report - Dec 2017.

I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

/s/ Wesley D. Few

Wesley D. Few, LLC

Post Office Box, 9398

Greenville, SC 29604

(864) 527-5906 | wes@wesleyfew.com

ATTORNEYS FOR RESPONDENT-
APPELLANT HBC INC.

Greenville, South Carolina
November 6, 2023